

031104



17224 U.S. PTO

ATTORNEY DOCKET N°:  
EXPRESS MAIL LABEL N°:CRET 04-1-1  
EV 380 207 265 US

PATENT

22581 U.S. PTO

10/798002



031104

**ORIGINAL PATENT APPLICATION TRANSMITTAL LETTER**MAIL STOP PATENT APPLICATION  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

Transmitted herewith for filing is the patent application of:


|            |                          |                          |
|------------|--------------------------|--------------------------|
| INVENTORS: | W. Gene Cretsinger       | Steven R. Kunert         |
|            | 1967 51st Street NE      | 2617 Rainier Court NE    |
|            | Cedar Rapids, IA 52402   | Cedar Rapids, IA 52402   |
|            | Citizen of United States | Citizen of United States |

Title: **SLEEP SYSTEM**

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**CERTIFICATION UNDER 37 C.F.R. §1.10**

I hereby certify that this Original Patent Application Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date, March 11, 2004 in an envelope as "Express Mail Post Office to Addressee", Mailing Label N° EV 380 207 265 US, with sufficient postage, addressed to: MS Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
Penny L. Flint

DATED: March 11, 2004

**1. Type of Application**

This is an Original Application.

**2. Benefit of Prior U.S. Application(s) (35 U.S.C. § )**USSNFiling DateInventor(s)Status

**3. Papers Enclosed That Are Required for Filing Date under 37 C.F.R. §1.53(b) (Regular) or 37 C.F.R. §1.153 (Design) Application**

Twenty-eight (28) Pages of Specification;

Six (6) Pages of Claims;

One (1) Page of Abstract; and

Ten (10) Sheets of Drawing Figures.

**4. Additional Papers Enclosed**

Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) is attached.

**5. Declaration or Oath**

Signed Declaration and Power of Attorney is attached.

**6. Inventorship Statement**

The inventorship for all the claims in this application are the same.

**7. Language**

English.

**8. Assignment**

None.

**9. Certified Copy**

None are required.

**10. Fee Calculation (37 C.F.R. §1.16)**

**BASIC FEE**

|              |          |          |
|--------------|----------|----------|
| Standard Fee | \$385.00 | \$385.00 |
|--------------|----------|----------|

**EXCESS CLAIM FEE**

|                   |           |               |
|-------------------|-----------|---------------|
| TOTAL OVER TWENTY | -         |               |
|                   | 20 20 0 0 | \$9.00 \$0.00 |

|                        |          |                |
|------------------------|----------|----------------|
| INDEPENDENT OVER THREE | 3 -3 0 0 | \$43.00 \$0.00 |
|------------------------|----------|----------------|

|                    |  |              |
|--------------------|--|--------------|
| MULTIPLE DEPENDENT |  | \$145 \$0.00 |
|--------------------|--|--------------|

|                            |  |                |
|----------------------------|--|----------------|
| ASSIGNMENT RECORDATION FEE |  | \$40.00 \$0.00 |
|----------------------------|--|----------------|

|                          |  |                 |
|--------------------------|--|-----------------|
| <b>TOTAL FILING FEES</b> |  | <b>\$385.00</b> |
|--------------------------|--|-----------------|

11. **Small Entity Status**-Applicant specifically requests small entity status under 37 C.F.R. §1.27.

12. **Request for International - Type Search (37 C.F.R. §1.104(d))**

None required.

13. **Authorization to Charge Fees**

Enclosed please find Check No. 12595 in the amount of **\$385.00** for filing fees. Please charge any underpayments related to this filing or credit any excess to Deposit Account N° 19-4882. A copy of this *Transmittal* is enclosed for accounting purposes only.

Please direct all correspondence and telephone calls to:

**CUSTOMER NO. 23531**

SEAN PATRICK SUITER

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DATED: March 11, 2004.

Respectfully submitted,

W. Gene Cretsinger et al.,

By



R. Christopher Rueppell

Reg. N° 47,045

**This Transmittal Ends With This Page.**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**


In re Application of : W. Gene Cretsinger  
Express Mail N<sup>o</sup> : EV 380 207 265 US  
Filed : March 11, 2004  
For : **SLEEP SYSTEM**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST AND CERTIFICATION  
UNDER 35 U.S.C. 122(b)(2)(B)(i)**

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Dated: March 11, 2004

  
\_\_\_\_\_  
R. Christopher Rueppel  
Reg. N<sup>o</sup> 47,045  
**CUSTOMER NO. 23531**

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**